



Luann G. Welmer, Clerk-Treasurer

**CITY COUNCIL MEETING
CITY HALL
TUESDAY, JUNE 18, 2013
6:00 O'CLOCK P.M.**

I. Meeting Called to Order

- A. Opening Prayer
- B. Pledge of Allegiance
- C. Roll Call
- D. Acceptance of Minutes

II. Unfinished Business Requiring Council Action

- A. Public Hearing and Determination of NuSun's Substantial Compliance with "City of Columbus, Indiana Investment and Job Creation/Retention Agreement." Jeff Logston.

III. New Business Requiring Council Action

- A. Reading of a Resolution entitled "RESOLUTION NO._____, 2013, RESOLUTION APPROVING A DEDUCTION FOR TAX ABATEMENT IN A PREVIOUSLY DESIGNATED ECONOMIC REVITALIZATION AREA PURSUANT TO INDIANA CODE 6-1.1-12.1, ET. SEQ. AND AUTHORIZING THE MAYOR TO EXECUTE THE STATEMENT OF BENEFITS FORM." (Sunright America, Inc.) Chris Schilling.
- B. First Reading of an Ordinance entitled "ORDINANCE NO._____, 2013, AN ORDINANCE VACATING PUBLIC RIGHT-OF-WAY." (Old Marr Road/Northbrook Vacation). Jeff Bergman.
- C. First Reading of an Ordinance entitled "ORDINANCE NO._____, 2013, AN ORDINANCE AMENDING ORDINANCE NO. 63, 1986 REGARDING APPROPRIATION AUTHORITY OF PARKS DEPARTMENT NON-REVERTING FUND." Mayor Brown.
- D. Reading of a Resolution entitled "RESOLUTION NO._____, 2013, RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF COLUMBUS, ADOPTING A CODE OF ETHICAL CONDUCT." Tim Shuffett.

- E. First Reading of an Ordinance entitled “ORDINANCE NO._____, 2013, AN ORDINANCE AMENDING CITY MUNICIPAL CODE SECTION 9.12.020 DISCHARGING OF FIREARMS AND USE OF WEAPONS.” Jeff Logston and Chief Maddix

IV. Other Business

- A. Standing Committee and Liaison Reports
- B. Discussion Items:
 - 1.) Budget Process – Jeff Logston
- C. Next regular meeting is scheduled for **Tuesday, July 2, 2013 at 6:00 o’clock P.M. in City Hall.**
- D. Adjournment.

RESOLUTION NO. _____, 2013

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF COLUMBUS TO DETERMINE NUSUN, INC'S SUBSTANTIAL COMPLIANCE WITH THE "CITY OF COLUMBUS, INDIANA INVESTMENT AND JOB CREATION/RETENTION AGREEMENT"

WHEREAS, on or about March 1, 2011, the City of Columbus (the "City") entered into "City of Columbus, Indiana Investment and Job Creation/Retention Agreement" (the "Agreement") with NuSun, Inc. ("NuSun") (a copy of the Agreement is attached as Exhibit "A" and incorporated by reference);

WHEREAS, the Agreement sets certain investment and job creation/retention goals for NuSun;

WHEREAS, NuSun was required to have created at least 80 full-time jobs with an average base wage of \$20.31 without fringe benefits by December 31, 2012;

WHEREAS, the Agreement grants the Common Council of the City of Columbus (the "Council") the authority to determine whether NuSun has made reasonable effort to substantially comply with the Agreement's terms;

WHEREAS, pursuant to the Agreement, substantial compliance means:

- a. Making qualified real property expenditures of not less than \$700,000 by no later than December 31, 2014; and
- b. Making qualified personal property expenditures of not less than \$5,000,000 by no later than December 31, 2014; and
- c. The creation and employment of at least 80% of the projected full-time equivalent jobs in each year of the term; and
- d. The average hourly base wages paid each year of the term shall meet or exceed \$20.31; and

WHEREAS, NuSun has been notified of the public hearing held on June 18, 2013, and has been given the opportunity to present information regarding NuSun's substantial compliance, efforts made to substantially comply and other factors they determined relevant.

NOW THEREFORE BE IT RESOLVED BY THE COLUMBUS COMMON COUNCIL THAT based upon the information presented and made available to the Council, it is determined that NuSun has not made reasonable efforts to substantially comply with the job creation/retention goals and is considered to be in default of the Agreement.

NOW THEREFORE BE IT FURTHER RESOLVED BY THE COLUMBUS COMMON COUNCIL THAT based upon the determination of NuSun's default under the Agreement, NuSun shall pay a monthly installment of \$6,875.00 to the City of Columbus, Indiana, payable on the 1st day of each month beginning July 1, 2013, pursuant to the terms of the Agreement, the Mortgage of Real Estate and Note dated March 1, 2011.

ADOPTED BY THE COMMON COUNCIL OF COLUMBUS, INDIANA,
on this the ____ day of _____, 2013, by a vote of ____ ayes and ____ nays.

Kristen S. Brown, Mayor
Presiding Officer of the Common Council

ATTEST:

Luann Welmer
Clerk of the Common Council

Presented by me to the Mayor of Columbus, Indiana, this ____ day
of _____, 2013 at ____ o'clock ____ .M.

Luann Welmer
Clerk-Treasurer

Approved and signed by me this ____ day of _____, 2013, at
____ o'clock ____ .M.

Kristen S. Brown
Mayor of the City of Columbus, Indiana



7440 S. International Dr.
Columbus, IN 47201
www.nusunsolar.com

June 4, 2013

Jeff Logston
Dir. of Operations and Finance
123 Washington Street
Columbus, IN 47201

Reference: Proof of Compliance with "City of Columbus, Indiana Investment and
Job Creation/Retention Agreement"

Dear Mr. Logston,

I am writing in response to your request for information regarding Nusun, Inc. and the current standing of the company. Attached you will find the information requested regarding Nusun's progress. We have started to hire more people and believe we will be close to our job creation goal by the end of 2013.

Best regards,

Ryan Stout
CEO

EMPLOYEE	POSITION	LAST 4	RESIDENCE	WAGES PAID
CHRIS SHIELDS	SALES	9938	MONROE	\$7,500.00
RYAN FLOWERS	FIELD REP	5507	DELAWARE	\$2,670.00
JULIE BURTON	PRODUCTION MGR	4486	BARTHOLOMEW	\$20,562.30
STEVEN ELLIOTT	LINE	8359	BARTHOLOMEW	\$340.00
CLAYTON HOMBACK	LINE	7528	BARTHOLOMEW	\$35.00
JAMES LUETKE	LINE	9939	BARTHOLOMEW	\$945.00
MATTHEW LUETKE	SHIFT MGR	4545	BARTHOLOMEW	\$7,032.00
SEAN MCCORD	LINE	5100	BARTHOLOMEW	\$2,867.50
JOSHUA MCINTOSH	LINE	5443	BARTHOLOMEW	\$225.00
IRENE SIMMONS	LINE	6067	BARTHOLOMEW	\$0.00
VALERIE OLEARY	LINE	9292	BARTHOLOMEW	\$168.75
JUSTIN OLIPHANT	LINE	8735	BARTHOLOMEW	\$3,096.00
RICKY REESE	LINE	1403	BARTHOLOMEW	\$4,404.00
SOMMER SCOFIELD	LINE	2822	BARTHOLOMEW	\$585.00
ROBERT GINSBACH	SALES	5980	DELAWARE	\$15,200.00
RYAN STOUT	OWNER	7305	INDIANAPOLIS	\$0.00
HANNAH PETERSON	ENGINEER	9210	JOHNSON	\$30,500.00

PAYEE	DESCRIPTION	INVOICE AMOUNT
MERIDIAN TITLE CORP	PROPERTY	\$585,290.00
NUSUN	APPRAISAL FEE	\$3,500.00
GOINS CONSTRUCTION	REPAIR AC/HEAT UNIT, OUTSIDE CLEAN/PAINT	\$3,480.00
GREENWORKS ENERGY	ROOF IMPROVEMENTS, UPGRADE STRUCTURE AND FRAMING FOR SOLAR PANELS AND SYSTEM	\$67,127.91
GOINS CONSTRUCTION	REMOVE OFFICE CUBICLES, RERUN WIRE AND COMMUNICATION HARDWARE, INSTALL CUBICLES UPSTAIRS	\$6,050.00
GOINS CONSTRUCTION	REMODEL LOBBY AREA	\$6,050.00
GOINS CONSTRUCTION	CARPET CLEAN	\$1,500.00
GOINS CONSTRUCTION	REPAIR INTERIOR METAL AND LIGHTS	\$1,800.00
GOINS CONSTRUCTION	FILL HOLE, CLEAN MFG FLOOR, SEAL MFG FLOOR	\$13,000.00
GOINS CONSTRUCTION	REMODEL TESTING AREA (REMOVE OVERHEAD DOOR, STUD IN HOLE, INSTALL ACCESS DOOR, INSTALL AC/HEAT, INSULATE, INSTALL PALLET RACKING, ADD ELECTRICAL WIRING, CONDUIT, AND REMOVE EXCESS LIGHTING IN MFG AREA	\$40,617.56



Community Development

MEMORANDUM

TO: Members of the Common Council
FROM: Chris Schilling, Community Development
RE: Tax Abatement Request for Sunright America, Inc.
DATE: June 10, 2013

The following tax abatement request will be presented to Council at its Tuesday, June 18, 2013, meeting at 6:00 p.m.:

Sunright America, Inc. is requesting tax abatement on personal property at its existing plant located at 6205 S. International Drive.

Sunright America, Inc., a manufacturer of automotive fasteners, is planning a 336,000 square-foot expansion of its facility to accommodate the installation of new manufacturing and information technology equipment. The plans include the investment of _____ in real property improvement and _____ in new equipment. **Sunright America, Inc.** is located in a previously designated Economic Revitalization Area and has previously received tax abatements from the City of Columbus.

As a result of this expansion, **Sunright America, Inc.** will retain 150 current, full-time permanent jobs, and will add 103 new jobs by the end of December 2016.

Should you have any questions, please contact me at the Community Development Office at (812) 376-2520.

Attachments

RESOLUTION NO. ____, 2013

RESOLUTION APPROVING A DEDUCTION FOR TAX ABATEMENT
IN A PREVIOUSLY DESIGNATED ECONOMIC REVITALIZATION AREA
PURSUANT TO INDIANA CODE 6-1.1-12.1, *ET. SEQ.*
AND AUTHORIZING THE MAYOR TO EXECUTE
THE STATEMENT OF BENEFITS FORM

Sunright America, Inc.

WHEREAS, INDIANA CODE 6-1.1-12.1 allows for a partial abatement of property taxes attributable to the rehabilitation/redevelopment of real property and installation of new personal property in an Economic Revitalization Area (ERA); and

WHEREAS, the Common Council of the City of Columbus, Indiana, has designated certain real estate within the City of Columbus, Indiana as an Economic Revitalization Area (ERA) as contemplated and defined pursuant to INDIANA CODE 6-1.1-12.1-1, *et. seq.*, by the adoption of Resolution 24-2007 by the Common Council on June 5, 2007, which remains in full force and effect; and

WHEREAS, INDIANA CODE 6-1.1-12.1, *et seq.* provides that the Common Council of the City of Columbus, Indiana, approve a Statement of Benefits form associated with an application requesting a tax abatement for personal and/or real property in an area previously designated as an ERA; and

WHEREAS, **Sunright America, Inc.** filed an Application, Agreement of Cooperation, and a Statement of Benefits form dated June 7, 2013, requesting the approval of a ten (10) year real property tax deduction pursuant to INDIANA CODE 6-1.1-12.1 *et. seq.*, for the purpose of improving real estate within an established ERA located at 6205 S. International Drive, Columbus, Indiana (said Statement of Benefits form is attached hereto and incorporated herein as **Exhibit A**); and

WHEREAS, **Sunright America, Inc.** also filed an Application, Agreement of Cooperation, and a Statement of Benefits form dated June 7, 2013, requesting the approval of a ten (10) year personal property tax deduction pursuant to INDIANA CODE 6-1.1-12.1 *et. seq.*, for the purpose of installing new manufacturing and information technology equipment at a facility located at 6205 S. International Drive, Columbus, Indiana (said Statement of Benefits form is attached hereto and incorporated herein as **Exhibit B**); and

WHEREAS, pursuant to INDIANA CODE 6-1.1-12.1- 3 *et. seq.*, a deduction allowed for improvement to real estate:

1. Shall be for a period of not more than five (5) years if the area is a residentially distressed area; or
2. Shall be either three (3), six (6), or ten (10) years in an economic revitalization area designated before July 1, 2000; or

3. Shall be for a period not to exceed ten (10) years in an economic revitalization area designated after June 30, 2000; and

WHEREAS, pursuant to INDIANA CODE 6-1.1-12.1- 4.5 *et. seq.*, a deduction allowed for the installation of new manufacturing equipment, new research and development equipment, new logistical distribution equipment, or new information technology equipment:

1. Shall be either five (5) or ten (10) years in an economic revitalization area designated before July 1, 2000; or
2. Shall be determined by the designating body, but the deduction shall not exceed ten (10) years in an economic revitalization area designated after June 30, 2000; and

WHEREAS, the Common Council of the City of Columbus, Indiana, deems it to be in the best interest of the City of Columbus, Indiana, in order to stimulate economic development and provide for additional or retained jobs, that such real and personal property tax abatement be granted.

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Columbus, Indiana, after reviewing the Statement of Benefit forms submitted by **Sunright America, Inc.** and after hearing the recommendation of the Incentive Review Committee, that:

1. The application of **Sunright America, Inc.** meets the requirements for filing of a tax abatement.
2. The Common Council makes the following findings:
 - a. The estimated value of the proposed redevelopment or rehabilitation to the real estate is reasonable for projects of that nature; and
 - b. The estimated cost of the installation of new manufacturing and information technology equipment is reasonable for this type of project and equipment; and
 - c. The estimate of the number of individuals who will be employed or whose employment will be retained can be reasonably expected to result from the proposed redevelopment or rehabilitation of its real property and proposed installation of new manufacturing and information technology equipment; and
 - d. The estimate of the annual salaries of those individuals who will be employed or whose employment will be retained can be reasonably expected to result from the proposed redevelopment or rehabilitation of its real property and installation of new manufacturing and information technology equipment; and

- e. Any other benefits about which information was requested are benefits that can be reasonably expected to result from the proposed redevelopment or rehabilitation of its real property and the installation of new manufacturing and information technology equipment; and
 - f. The totality of benefits is sufficient to justify the deduction.
- 3. **Sunright America, Inc.'s** project represents a major capital investment into the improvement of real estate and personal property, and compliments the initiatives of the City of Columbus for economic development.
 - 4. The deduction allowed for real property pursuant to INDIANA CODE 6-1.1-12.1- 3 and 4, *et. seq.* shall be allowed for _____ years;
 - 5. The deduction allowed for personal property pursuant to INDIANA CODE 6-1.1-12.1- 4.5, *et. seq.* shall be allowed for _____ years;
 - 6. The Mayor of the City of Columbus, Indiana, is hereby authorized by the Common Council of the City of Columbus, Indiana, to execute the Statement of Benefits forms attached hereto as **Exhibit A and Exhibit B** for purposes of facilitating the real property and personal property tax abatements of the applicant herein.

ADOPTED BY THE COMMON COUNCIL OF COLUMBUS, INDIANA, on this ____ day of June 2013, by a vote of ____ ayes and ____ nays.

Presiding Officer of the
Common Council

ATTEST:

Clerk of the Common Council

Presented by me to the Mayor of Columbus, Indiana, this ____ day of June 2013 at _____ o'clock _____.M.

Clerk-Treasurer

Approved and signed by me this ____ day of June 2013, at
____ o'clock ____ M.

Mayor of the City of
Columbus, Indiana



SUNRIGHT AMERICA, INC

6205 S. International Drive, Columbus, Indiana 47201

Phone: 812-342-3430 Fax: 812-342-3190

www.sunrightamerica.com

June 7, 2013

The Honorable Kristen S. Brown
Office of the Mayor
123 Washington Street
Columbus, IN 47201

Re: Tax Abatement for Real and Personal Property
(Sunright America, Inc. : 6205 S. International Drive, Columbus, IN 47201)

Dear Mayor Brown,

Sunright America, Inc., a manufacturer of automotive fasteners, is planning an expansion of its facilities located at 6205 S. International Drive, Columbus, IN 47201. Our facility will be expanded by 336,000 square feet to accommodate the installation of new manufacturing equipment, and our plans include the investment of _____ in real property improvement and _____ in new equipment.

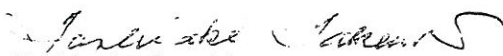
As a result of this expansion, 150 current full time permanent jobs will be retained, and 103 jobs will be added by the end of December, 2016 with an expected average wage of _____.

We are requesting a ten-year tax abatement on both the building improvements and the purchase of new equipment. Sunright America, Inc. is located in a previously designated Economic Revitalization Area.

Attached hereto are the following: (1) Application for Tax Abatement, (2) Agreement of Cooperation, (3) Statement of Benefits (SB-1) forms, and (4) A list of the equipment to be purchased.

We request that you place this item on Council Agenda at the earliest convenient date. If you have any questions, please feel free to call Toshiaki Takeuchi at 812-342-3430 (ex: 206).

Sincerely,


Toshiaki Takeuchi
E.V.P.

Encs.

cc.: Mr. Carl Malysz, Director of Community Development
Mr. Chris Schilling, Communications & Program Coordinator
Mr. Jeff Logston, City Attorney
Mr. Jason Hester, Executive Director, Columbus Economic Development Board

CITY OF COLUMBUS, INDIANA
APPLICATION FOR TAX ABATEMENT
Within a Previously Designated Economic Revitalization Area

1. Name of titled landowner.
Sunright America, Inc.
2. Name of taxpayer seeking tax abatement.
Sunright America, Inc.
3. Has above-named taxpayer previously received tax abatement from the City of Columbus (either at this location or elsewhere)?
 - a. If yes, list date(s): 5-8-2002, 5-7-2003, 12-2-2003, 7-6-2004, 1-18-2005, 3-7-2007, 6-5-2007, 5-19-2009, 1-19-2010, 10-4-2011
 - b. If company has received tax abatement since July 1, 1991, have CF-1 reports been filed annually? Yes
 - c. According to current CF-1 report(s), is your company in full compliance with your existing abatement(s)? YesIf your answer to the above question is "no", please contact the Department of Community Development at (812) 376-2520 to schedule an appointment with the Columbus Common Council Incentive Review Committee.
4.
 - a. Legal description of titled property (attach if necessary)
Lot 1A – Replar of Woodside Northwest Major Subdivision
Phase 2 (R/179A)
 - b. Is real property (or location where the new manufacturing equipment or new research and development equipment will be installed) in an economic revitalization area? YES ☒ or NO ☐
5. Commonly known address of property.
6205 S. International Drive, Columbus, IN 47201
6. Are all taxes current and paid with regard to said titled property?
Yes
7. Attach completed Statement of Benefits (SB-1 RP and/or PP) form(s). (Exhibit A)
8. Attach executed Agreement of Cooperation that applicant will participate and cooperate with the City of Columbus and/or its designated agencies and the Common Council of the City of Columbus, Indiana, for purposes of an annual review, required by State Statute. (Exhibit B)
9. If business organization is publicly held, give name of corporate parent and name under which the corporation is filed with the Securities Exchange Commission.
10. What is the current assessed valuation of the real property (before rehabilitation, redevelopment, economic revitalization, or improvement); and/or the current assessed valuation of the tangible personal property to be replaced by new manufacturing equipment or research and development equipment?
RP AV: \$0 PP AV: \$0

11. List the real and personal property taxes paid at the location during the previous five (5) years, whether paid by current owner or previous owner.

Year	Real Property	Personal Property
2012	\$48,419	\$34,889
2011	\$31,653	\$43,528
2010	\$21,084	\$27,807
2009		\$12,136
2008		\$10,868

13. Describe the proposed project (rehabilitation, new construction, or installation of new manufacturing equipment or research and development equipment). Include information about physical improvements to be made or the new manufacturing equipment to be installed, an estimate of the cost of the project, the amount of land to be used, the proposed use of the improvements, and a general statement as to the value of the project to the business. (Attach if necessary)

This project includes investment for new building construction and new manufacturing machinery and equipment for the company's growth in the automotive fastener business.

The company plans to create 176,000 square foot manufacturing and office building first in addition to its current 322,000 square foot building. The company plans to start its construction in the late June, 2013 and complete it in March, 2014. Also, the company plans to expand 160,000 square foot manufacturing building to the said 176,000 square foot building in the year 2016. Estimated cost for the two buildings is dollars. The buildings will accommodate installation of new manufacturing machinery and equipment, such as, nut formers, thread tapping machines, and surface treatment facilities in the year 2014 through 2016. Estimated cost for the new machinery and equipment is dollars.

14. Estimate of the number of full and part-time permanent jobs at the location and the impact on those (current) jobs to be caused by the project.
103 full time permanent jobs will be created by the new project.
15. Number of current full and part-time permanent jobs at the location and the impact on those (current) jobs to be caused by the project.
Current 150 full time permanent jobs will be retained.
16. Projected annual salaries for positions to be created. If more than one salary classification, please list the job titles and hourly wage for each. Use attachment if necessary.
Average annual salary will be \$ per a job. (, for 103 jobs)
17. What is your company's starting hourly wage?
Does your company provide medical insurance? Yes No
What is dollar value (per hour) of benefit package?
18. Has building permit been issued for construction of the real property for the improvement proposed? Not yet.
19. Has new manufacturing equipment or research and development equipment been purchased, leased, or installed? Not yet.
20. List model numbers or attach purchase orders of the new manufacturing equipment or research and development equipment to be purchased (if available).
A Schedule and Machine list is attached.

21. Name, address and telephone number of person to contact regarding notice of Council meetings and meetings concerning the petition.

Name Toshiaki Takeuchi, E.V.P., Sunright America, Inc.

Address

6205 S. International Drive, Columbus, IN 47201

Phone (812) 342-3430 ex.206 Fax (812) 342-3190

e-mail takeuchi@sunrightamerica.com

I affirm under the penalties of perjury that the above and foregoing information is true and correct.

(Signed) Toshiaki Takeuchi

(Printed) Toshiaki Takeuchi

(Title) Executive Vice President

Date 6/7/2013

AGREEMENT of COOPERATION

We, the undersigned, agree to participate and cooperate with the City of Columbus, Indiana and/or its designated agencies and the Common Council of the City of Columbus for purposes of an annual review, required by Indiana Law as it relates to economic revitalization area or economic development target area designation and tax abatement issues.

Sunright America, Inc.

(Company Name)

DATE: 6-4-2013

Yoshiyuki Ota
Yoshiyuki Ota, President

Toshiaki Takeuchi
Toshiaki Takeuchi, Secretary

STATE OF Indiana
COUNTY OF Bartholomew

SS.

Before me, a Notary Public, in and for said County and State, personally appeared

Yoshiyuki Ota and Toshiaki Takeuchi, the
President and Secretary respectively of Sunright America, Inc. who
acknowledged execution of the foregoing Agreement for and on behalf of Sunright
America, Inc. and who, having been duly sworn, stated that the
representations therein contained are true,

Witness my hand and Notarial Seal on this, the 4th day of, June, 20 13

My Commission Expires:

03-18-21

Ashley Blake
Signature: Notary Public



Ashley Blake
(Printed)

County of Residence:

Hendricks



STATEMENT OF BENEFITS REAL ESTATE IMPROVEMENTS

State Form 51767 (R3 : 12-11)

Prescribed by the Department of Local Government Finance

20 13 PAY 20 14

FORM SB-1 / Real Property

This statement is being completed for real property that qualifies under the following Indiana Code (check one box).

- ☒ Redevelopment or rehabilitation of real estate improvements (IC 6-1.1-12.1-4)
☐ Eligible vacant building (IC 6-1.1-12.1-4.8)

INSTRUCTIONS:

- This statement must be submitted to the body designating the Economic Revitalization Area prior to the public hearing if the designating body requires information from the applicant in making its decision about whether to designate an Economic Revitalization Area. Otherwise this statement must be submitted to the designating body **BEFORE** the redevelopment or rehabilitation of real property for which the person wishes to claim a deduction. "Projects" planned or committed to after July 1, 1987, and areas designated after July 1, 1987, require a STATEMENT OF BENEFITS. (IC 6-1.1-12.1)
- Approval of the designating body (City Council, Town Board, County Council, etc.) must be obtained prior to initiation of the redevelopment or rehabilitation, **BEFORE** a deduction may be approved.
- To obtain a deduction, application Form 322 ERA/RE or Form 322 ERA/VBD, Whichever is applicable, must be filed with the County Auditor by the later of: (1) May 10; or (2) thirty (30) days after the notice of addition to assessed valuation or new assessment is mailed to the property owner at the address shown on the records of the township assessor, if any, or the county assessor.
- Property owners whose Statement of Benefits was approved after June 30, 1991, must attach a Form CF-1/Real Property annually to the application to show compliance with the Statement of Benefits. [IC 6-1.1-12.1-5.1(b) and IC 6-1.1-12.1-5.3(j)]
- The schedules established under IC 6-1.1-12.1-4(d) for rehabilitated property and under IC 6-1.1-12.1-4.8(1) for vacant buildings apply to any statement of benefits approved on or after July 1, 2000, unless an alternative deduction schedule is adopted by the designating body (IC 6-1.1-12.1-17). The schedules effective prior to July 1, 2000, shall continue to apply to a statement of benefits filed before July 1, 2000.

SECTION 1 TAXPAYER INFORMATION					
Name of taxpayer Sunright America, Inc.					
Address of taxpayer (number and street, city, state, and ZIP code) 6205 S. International Drive, Columbus, IN 47201					
Name of contact person Toshiaki Takeuchi		Telephone number (812) 342-3430		E-mail address takeuchi@sunrightamerica.	
SECTION 2 LOCATION AND DESCRIPTION OF PROPOSED PROJECT					
Name of designating body Common Council of the City of Columbus				Resolution number	
Location of property Lot 1A - Replat of Woodside Northwest		County Bartholomew		DLGF taxing district number Wayne Twp	
Description of real property improvements, redevelopment, or rehabilitation (use additional sheets if necessary) Two new manufacturing and office buildings. 1st 176,000 square foot building will be completed in March, 2014 and 2nd 160,000 square foot building will be completed in 2016.				Estimated start date (month, day, year) 06/17/2013	
				Estimated completion date (month, day, year) 12/31/2016	
SECTION 3 ESTIMATE OF EMPLOYEES AND SALARIES AS RESULT OF PROPOSED PROJECT					
Current number 150.00	Salaries \$4,992,000.00	Number retained 150.00	Salaries \$4,992,000.00	Number additional 103.00	Salaries \$3,427,840.00
SECTION 4 ESTIMATED TOTAL COST AND VALUE OF PROPOSED PROJECT					
NOTE: Pursuant to IC 6-1.1-12.1-5.1 (d) (2) the COST of the property is confidential.			REAL ESTATE IMPROVEMENTS		
			COST		ASSESSED VALUE
			Current values		4,883,000.00
			Plus estimated values of proposed project		6,072,000.00
			Less values of any property being replaced		
Net estimated values upon completion of project			10,955,000.00		
SECTION 5 WASTE CONVERTED AND OTHER BENEFITS PROMISED BY THE TAXPAYER					
Estimated solid waste converted (pounds) 0.00			Estimated hazardous waste converted (pounds) 0.00		
Other benefits					
SECTION 6 TAXPAYER CERTIFICATION					
I hereby certify that the representations in this statement are true.					
Signature of authorized representative <i>[Signature]</i>		Title Executive Vice President		Date signed (month, day, year) 03/07/2013	

FOR USE OF THE DESIGNATING BODY

We have reviewed our prior actions relating to the designation of this Economic Revitalization Area and find that the applicant meets the general standards adopted in the resolution previously approved by this body. Said resolution, passed under IC 6-1.1-12.1 provides for the following limitations:

- A. The designated area has been limited to a period of time not to exceed 10 calendar years * (see below). The date this designation expires is June 5, 2017.
- B. The type of deduction that is allowed in the designated area is limited to:
- | | | |
|--|---|-----------------------------|
| 1. Redevelopment or rehabilitation of real estate improvements | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| 2. Residentially distressed areas | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 3. Occupancy of a vacant building | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
- C. The amount of the deduction applicable is limited to \$ _____.
- D. Other limitations or conditions (specify) _____.
- E. The deduction is allowed for 10 years* (see below).
- F. Did the designating body adopt an alternative deduction schedule per IC 6-1.1-12.1-17? ☐ Yes ☒ No
If yes, attach a copy of the alternative deduction schedule to this form.

We have also reviewed the information contained in the statement of benefits and find that the estimates and expectations are reasonable and have determined that the totality of benefits is sufficient to justify the deduction described above.

Approved (signature and title of authorized member of designating body)	Telephone number ()	Date signed (month, day, year)
Attested by (signature and title of attester)	Designated body	

* If the designating body limits the time period during which an area is an economic revitalization area, it does not limit the length of time a taxpayer is entitled to receive a deduction to a number of years designated under IC 6-1.12-12.1-4.

- A. For residentially distressed areas, the deduction period may not exceed five (5) years.
- B. For redevelopment and rehabilitation or real estate improvements:
1. If the Economic Revitalization Area was designated prior to July 1, 2000, the deduction period is limited to three (3), six (6), or ten (10) years.
 2. If the Economic Revitalization Area was designated after June 20, 2000, the deduction period may not exceed ten (10) years.
- C. For vacant buildings, the deduction period may not exceed two (2) years.



STATEMENT OF BENEFITS PERSONAL PROPERTY

State Form 51754 (R2 / 12-11)

Prescribed by the Department of Local Government Finance

FORM SB-1 / PP

PRIVACY NOTICE

The cost and any specific individual's salary information is confidential; the balance of the filing is public record per IC 6-1.1-12.1-5.1 (c) and (d).

INSTRUCTIONS:

1. This statement must be submitted to the body designating the Economic Revitalization Area prior to the public hearing if the designating body requires information from the applicant in making its decision about whether to designate an Economic Revitalization Area. Otherwise this statement must be submitted to the designating body **BEFORE** a person installs the new manufacturing equipment and/or research and development equipment, and/or logistical distribution equipment and/or information technology equipment for which the person wishes to claim a deduction. "Projects" planned or committed to after July 1, 1987, and areas designated after July 1, 1987, require a STATEMENT OF BENEFITS. (IC 6-1.1-12.1)
2. Approval of the designating body (City Council, Town Board, County Council, etc.) must be obtained prior to installation of the new manufacturing equipment and/or research and development equipment and/or logistical distribution equipment and/or information technology equipment, **BEFORE** a deduction may be approved
3. To obtain a deduction, a person must file a certified deduction schedule with the person's personal property return on a certified deduction schedule (Form 103-ERA) with the township assessor of the township where the property is situated or with the county assessor if there is no township assessor for the township. The 103-ERA must be filed between March 1 and May 15 of the assessment year in which new manufacturing equipment and/or research and development equipment and/or logistical distribution equipment and/or information technology equipment is installed and fully functional, unless a filing extension has been obtained. A person who obtains a filing extension must file the form between March 1 and the extended due date of that year.
4. Property owners whose Statement of Benefits was approved after June 30, 1991, must submit Form CF-1 / PP annually to show compliance with the Statement of Benefits. (IC 6-1.1-12.1-5.6)
5. The schedules established under IC 6-1.1-12.1-4.5(d) and (e) apply to equipment installed after March 1, 2001, unless an alternative deduction schedule is adopted by the designating body (IC 6-1.1-12.1-17).

SECTION 1 TAXPAYER INFORMATION									
Name of taxpayer Sunright America, Inc.									
Address of taxpayer (number and street, city, state, and ZIP code) 6205 S. International Drive, Columbus, IN 47201									
Name of contact person Toshiaki Takeuchi				Telephone number (812) 342-3430					
SECTION 2 LOCATION AND DESCRIPTION OF PROPOSED PROJECT									
Name of designating body Common Council of the City of Columbus				Resolution number (s)					
Location of property Lot 1A - Replat of Woodside Northwest		County Bartholomew		DLGF taxing district number Wayne Twp					
Description of manufacturing equipment and/or research and development equipment and/or logistical distribution equipment and/or information technology equipment. (use additional sheets if necessary) New manufacturing Machinery and Equipment for the company's expansion of automotive fastener business. Installation will start from March, 2014 through Dec., 2016.				ESTIMATED					
				START DATE		COMPLETION DATE			
				Manufacturing Equipment		03/01/2014		12/31/2016	
				R & D Equipment					
				Logist Dist Equipment					
IT Equipment		03/01/2014		12/31/2016					
SECTION 3 ESTIMATE OF EMPLOYEES AND SALARIES AS RESULT OF PROPOSED PROJECT									
Current number 150	Salaries 4,992,000.00	Number retained 150	Salaries 4,992,000.00	Number additional 103	Salaries 3,427,840.00				
SECTION 4 ESTIMATED TOTAL COST AND VALUE OF PROPOSED PROJECT									
NOTE: Pursuant to IC 6-1.1-12.1-5.1 (d) (2) the COST of the property is confidential.	MANUFACTURING EQUIPMENT		R & D EQUIPMENT		LOGIST DIST EQUIPMENT		IT EQUIPMENT		
	COST	ASSESSED VALUE	COST	ASSESSED VALUE	COST	ASSESSED VALUE	COST	ASSESSED VALUE	
	Current values	6,046,000.00						69,000.00	
	Plus estimated values of proposed project	6,502,000.00						43,500.00	
	Less values of any property being replaced								
Net estimated values upon completion of project	12,548,000.00						112,500.00		
SECTION 5 WASTE CONVERTED AND OTHER BENEFITS PROMISED BY THE TAXPAYER									
Estimated solid waste converted (pounds)			Estimated hazardous waste converted (pounds)						
Other benefits									
SECTION 6 TAXPAYER CERTIFICATION									
I hereby certify that the representations in this statement are true.									
Signature of authorized representative			Title Executive Vice President		Date signed (month, day, year) 06/04/2013				

FOR USE OF THE DESIGNATING BODY

We have reviewed our prior actions relating to the designation of this economic revitalization area and find that the applicant meets the general standards adopted in the resolution previously approved by this body. Said resolution, passed under IC 6-1.1-12.1-2.5 provides for the following limitations as authorized under IC 6-1.1-12.1-2.

A. The designated area has been limited to a period of time not to exceed 10 calendar years * (see below) The date this designation expires is June 5, 2017.

- B. The type of deduction that is allowed in the designated area is limited to:
- | | |
|--|---|
| 1. Installation of new manufacturing equipment; | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| 2. Installation of new research and development equipment; | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 3. Installation of new logistical distribution equipment. | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 4. Installation of new information technology equipment; | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |

C. The amount of deduction applicable to new manufacturing equipment is limited to \$ _____ cost with an assessed value of \$ _____.

D. The amount of deduction applicable to new research and development equipment is limited to \$ _____ cost with an assessed value of \$ _____.

E. The amount of deduction applicable to new logistical distribution equipment is limited to \$ _____ cost with an assessed value of \$ _____.

F. The amount of deduction applicable to new information technology equipment is limited to \$ _____ cost with an assessed value of \$ _____.

G. Other limitations or conditions (specify) _____

H. The deduction for new manufacturing equipment and/or new research and development equipment and/or new logistical distribution equipment and/or new information technology equipment installed and first claimed eligible for deduction on or after July 1, 2000, is allowed for:

- | | | |
|-------------------------------------|---|--|
| <input type="checkbox"/> 1 year | <input type="checkbox"/> 6 years | ** For ERA's established prior to July 1, 2000, <u>only</u> a 5 or 10 year schedule may be deducted. |
| <input type="checkbox"/> 2 years | <input type="checkbox"/> 7 years | |
| <input type="checkbox"/> 3 years | <input type="checkbox"/> 8 years | |
| <input type="checkbox"/> 4 years | <input type="checkbox"/> 9 years | |
| <input type="checkbox"/> 5 years ** | <input checked="" type="checkbox"/> 10 years ** | |

I. Did the designating body adopt an alternative deduction schedule per IC 6-1.1-12.1-17? ☐ Yes ☒ No
If yes, attach a copy of the alternative deduction schedule to this form.

Also we have reviewed the information contained in the statement of benefits and find that the estimates and expectations are reasonable and have determined that the totality of benefits is sufficient to justify the deduction described above.

Approved: (signature and title of authorized member)	Telephone number ()	Date signed (month, day, year)
Attested by	Designated body	

* If the designating body limits the time period during which an area is an economic revitalization area, it does not limit the length of time a taxpayer is entitled to receive a deduction to a number of years designated under IC 6-1.1-12.1-4.5

Equipment list for Tax Abatement Request						6/7/2013	
Description	2014		2015		2016		2014 - 2016 Total
	Quantity	Amount	Quantity	Amount	Quantity	Amount	
Electrical, Air, Cooling, etc.	1	\$	1	\$	1	\$	3
Tapper conveyors	4	\$	8	\$	8	\$	20
Oil mist filter line			3	\$	3	\$	6
Auto sorting line			4	\$	4	\$	8
Misc. Equipment	1	\$	10	\$	10	\$	21
Degreasor			1	\$	1	\$	2
Conveyors			3	\$	3	\$	6
Geomet/Magni line				\$			0
Nut formers & conveyors	9	\$	8	\$	8	\$	25
Tappers	18	\$	16	\$	16	\$	50
Plating line					1	\$	1
Cap welding line			1	\$			1
Stud bolt line			1	\$			1
Total:	33	\$	56	\$	55	\$	144
IT Equipment		\$		\$			\$

5/29/2013

Tax Abatement Record

Resolution# (By City)	Date Resolution	Amount Property	Permanent Employees		Description of Property
			Retained	New(Add)	
#11-2002	5/8/2002		0	11	PF530,540,550, Tapper x 8
#9-2003	5/7/2003		11	4	PF530, Tapper x 2
#38-2003	12/2/2003		26	4	14B5S, Tapper x 3
#17-2004	7/6/2004		39	2	Cutting & Rolling Machine
#1-2005	1/18/2005		49	12	19B,17B,14B x 2, Tapper x 10
#11-2007	3/7/2007		51	3	14B x 2, 3N Tapper x 6
#25-2007	6/5/2007		57	24	Building and Machinery
#20-2009	5/19/2009		61	4	Machinery and R&D Eqmt
#1-2010	1/19/2010		81	9	Former, Tapper, Coating, Press
#20-2011	10/4/2011		93	100	Building and Machinery
Total:					



MEMORANDUM

TO: Columbus City Council Members
FROM: Jeff Bergman
DATE: June 11, 2013
RE: VAC 13-01: Old Marr Road / Northbrook Right-of-Way Vacation

Centra Credit Union, the current owner and developer of Northbrook subdivision, is proposing that the City vacate a portion of old Marr Road adjacent to the proposed Northbrook Section VI (also known and marketed as "Bridge Pointe"). This portion of the development abuts an abandoned section of old Marr Road on its east side. This abandoned old Marr Road segment runs from Haw Creek north to the current Marr Road. While the road itself is no longer in use portions of the pavement and the right-of-way remain. Centra is proposing to only vacate the small portion of the right-of-way for this abandoned road segment that abuts its proposed new lots. The remaining portions of the right-of-way, which adjoin property owned by the Columbus Parks Foundation and Talkwhit, LLC, are not proposed to be vacated at this time.

Centra has indicated that the amount of land surveying information available when Northbrook was originally designed led to inaccuracies in its platting, which only became fully realized as this large development progressed to the northeast portion of the site. As a result Centra has indicated that they can no longer provide a planned common area separating the Northbrook lots from the old Marr Road right-of-way. This creates problems for Centra in that at least one of their proposed lots would have frontage on both Clairmont Drive, from which it will receive access, and old Marr Road. This complicates the development of this lot with additional setback and buffering requirements (which are based on road frontage).

The Planning Department, City Engineer's Office, and Centra have reviewed this situation and discussed options. Centra's other alternatives would include applying for variances on the affected lot, amending the Northbrook preliminary plat to address the situation, and reconfiguring the proposed lots in Northbrook Section VI to address the situation.

This request was reviewed at the May 23, 2013 Subdivision Review Committee meeting (which includes local utilities and the City Engineer's Office). No committee member indicated any objections to the right-of-way vacation. The Planning Department has been contacted by Red Whittington, representing adjoining property owner Talkwhit, LLC, who indicated an objection to this vacation. Mr. Whittington indicated that he uses the old Marr Road as staging and parking for his farming operation.

Attached to this memorandum for your reference are (1) an ordinance vacating the right-of-way, (2) an exhibit provided by the applicant, and (3) an exhibit prepared by the Planning Department showing the right-of-way to be vacated and its context.

ORDINANCE NO.: _____, 2013

AN ORDINANCE VACATING PUBLIC RIGHT-OF-WAY

**To be known as the: Old Marr Road/Northbrook Vacation
Plan Commission Case No.: VAC-13-01**

WHEREAS, the Common Council of the City of Columbus, Indiana, has received a petition to vacate existing right-of-way in the City of Columbus, Indiana, pursuant to IC 36-7-3-12, and;

WHEREAS, the Common Council has held a public hearing on said petition as required by IC 36-7-3-12, and has found that the requested vacation should be granted.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Columbus, Indiana, as follows:

SECTION 1: Right-of-way Vacated

The following described right-of-way shall be vacated:

An abandoned section of right-of-way for old Marr Road as described beginning at the northwest corner of lot 343 in "Northbrook Phase V Bridge Pointe" as recorded in Plat Book "R" Page "163C" in the Bartholomew County, Indiana Recorder's Office; thence N 23°17'41" E a distance of 945.76 feet; thence with a curve turning to the left with an arc length of 71.41', with a radius of 525.00', with a chord bearing of n 19°23'52" E, with a chord length of 71.36'; thence S 00°05'58" W a distance of 240.82 feet; thence S 23°17'41" W a distance of 795.60 feet; thence N 66°64'19" W a distance of 90.00 feet; to the point of beginning, having an area of 1.86 acres more or less.

SECTION 2: Effective Date

This ordinance shall take effect upon the recording of documents required by the City of Columbus Subdivision Control Ordinance (a plat providing for the allocation of the vacated right-of-way among adjoining properties).

ADOPTED, by the Common Council of the City of Columbus, Indiana, this _____ day of _____, 2013, at _____ o'clock _____.m., by a vote of _____ ayes and _____ nays.

Presiding Officer

ATTEST:

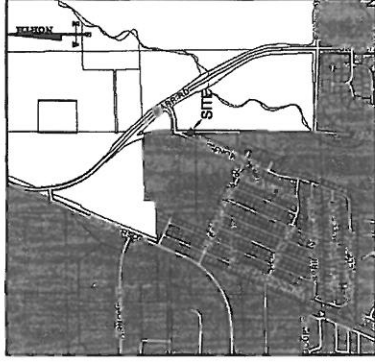
Luann Welmer
Clerk-Treasurer of the City of Columbus, Indiana

Presented to me, the Mayor of Columbus, Indiana, the _____ day of _____, 2013, at
_____ o'clock _____.m.

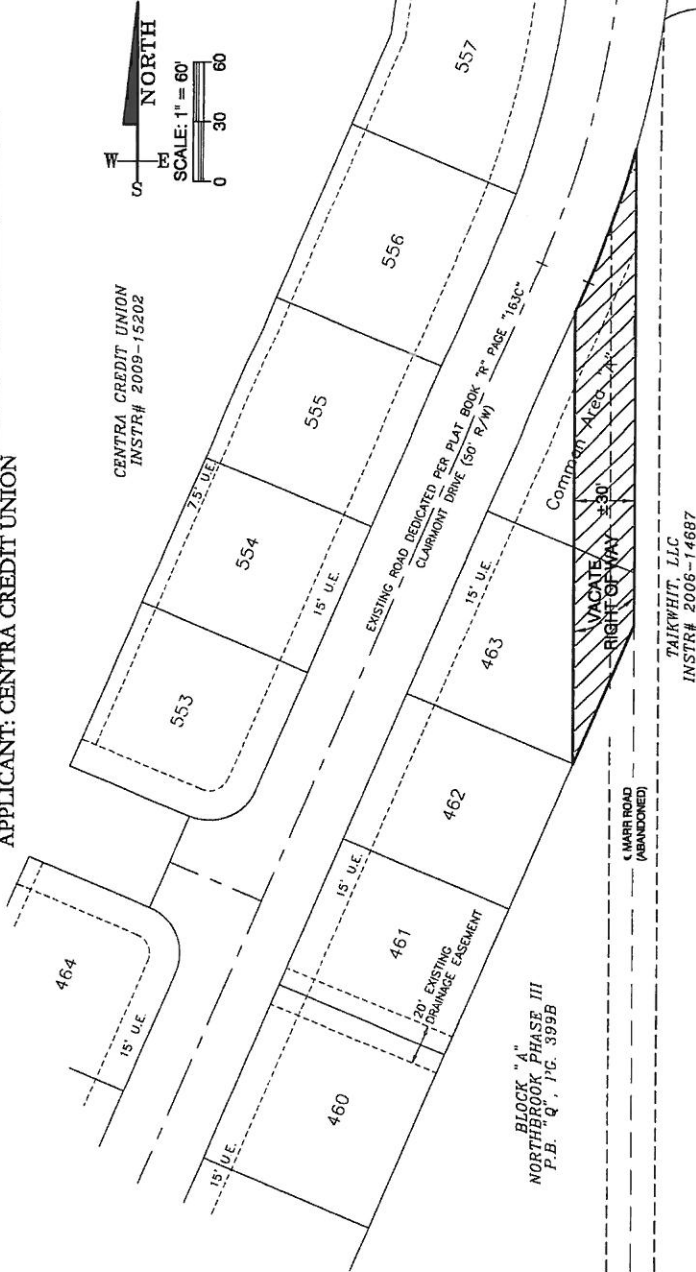
Kristen S. Brown
Mayor of the City of Columbus, Indiana

VACATION OF PUBLIC RIGHT OF WAY

APPLICANT: CENTRA CREDIT UNION



SITE MAP
NO SCALE



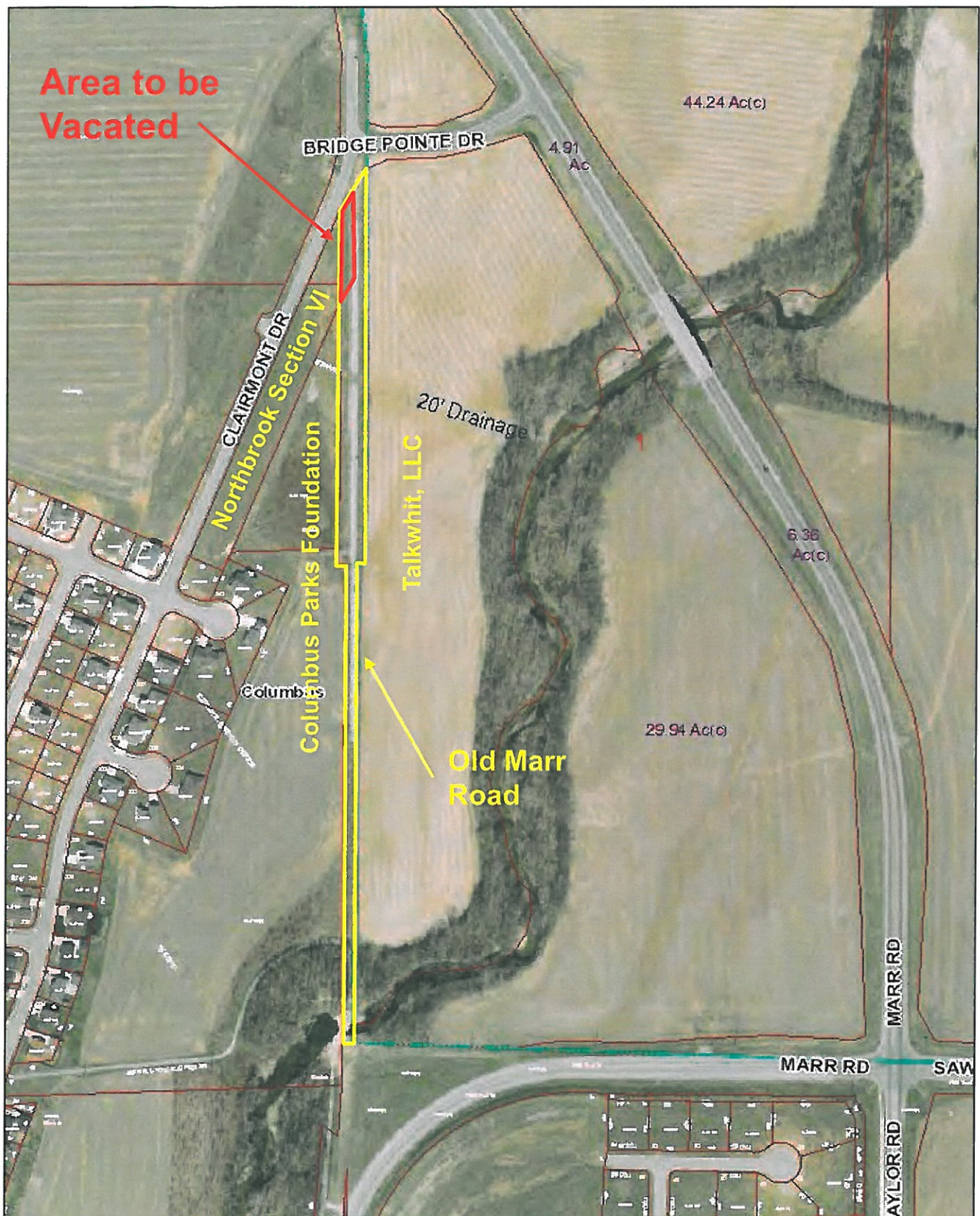
RIGHT OF WAY VACATION DESCRIPTION

THE PURPOSE OF THIS DESCRIPTION IS TO VACATE ALL THAT RIGHT OF WAY OF THE ABANDONED MARR ROAD THAT MAY EXIST AND LYING WITHIN THE PROPOSED "NORTHBROOK, PHASE VI - BRIDGEPOINTE" MAJOR SUBDIVISION FINAL PLAT AS FILED PURSUANT TO SECONDARY APPROVAL OF THE CURRENT SUBDIVISION CONTROL ORDINANCE OF THE CITY OF COLUMBUS, INDIANA AND DESCRIBED AS FOLLOWS:

(DESCRIPTION #3 - AS PROPOSED IN "NORTHBROOK, PHASE VI - BRIDGEPOINTE" MAJOR SUBDIVISION FINAL PLAT)

ALSO BEGINNING AT A THE NORTHWEST CORNER OF LOT 343 IN "NORTHBROOK PHASE V BRIDGE POINTE" AS RECORDED IN PLAT BOOK "R" PAGE "163C" IN THE BARTHOLOMEW COUNTY, INDIANA RECORDERS OFFICE;
THENCE N 23°17'41" E A DISTANCE OF 945.76 FEET;
THENCE WITH A CURVE TURNING TO THE LEFT WITH AN ARC LENGTH OF 71.41', WITH A RADIUS OF 525.00', WITH A CHORD BEARING OF N 19°23'52" E, WITH A CHORD LENGTH OF 71.36';
THENCE S 00°05'58" W A DISTANCE OF 240.82 FEET;
THENCE S 23°17'41" W A DISTANCE OF 795.60 FEET;
THENCE N 86°42'19" W A DISTANCE OF 90.00 FEET; TO THE POINT OF BEGINNING,
HAVING AN AREA OF 1.86 ACRES MORE OR LESS.

JOB #12215-VACATE
E.R. GRAY
& ASSOCIATES
PROFESSIONAL LAND SURVEYING
AND CONSULTING
E.R. GRAY III, L.S.
PRESIDENT
P.O. BOX 1007
COLUMBUS, INDIANA 47202
BUREAU: 317-877-7288 FAX: 317-877-4775



VAC-13-01: Old Marr Road / Northbrook

RESOLUTION NO. ____-2013
RESOLUTION OF THE COMMON COUNCIL OF
THE CITY OF COLUMBUS,
ADOPTING A CODE OF ETHICAL CONDUCT

WHEREAS, Indiana Code 36-1-3 et. seq. confers upon units of government within the State of Indiana such powers as necessary or desirable to conduct the affairs of local government; and

WHEREAS, Indiana Code 36-4-6-18, authorizes the Common Council to pass Resolutions for the effective government of the City; and

WHEREAS, the Common Council desires to promote confidence in city business regarding the official conduct of officials, councillors, appointees, and employees of city government; and

WHEREAS, it is the desire of the Common Council to provide clear and high ethical standards regarding city business, so that it is transparent and conducive to the public good, and

WHEREAS, officials, councillors, employees, and appointees to councils, boards, commissions, committees and offices of the City of Columbus are composed of individuals with a wide variety of backgrounds, personalities, values, opinions and goals; and despite this diversity, such individuals choose to serve the City of Columbus and have the obligation to preserve and protect the well-being of the community and its citizens; and

WHEREAS, the purpose of this Resolution is to set clear and high ethical standards for the official conduct of officials, councillors, appointees, and employees of city government, and persons who have a business relationship with city government so that the public will have confidence that the conduct of city business is always conducive to the public good. Citizens, businesses and visitors alike look to government to be a model example of an ethical organization; and

WHEREAS, the City's officials, councillors, appointees and employees shall perform their duties for the benefit of the citizens of the city. They shall conduct the government of the City with loyalty, integrity and impartiality, without the appearance or perception of allowing prejudice, favoritism or the opportunity for personal gain to influence their decisions or actions or to interfere with serving the public interest; and

WHEREAS, public confidence in the integrity of government is essential to the exercise of good government and, accordingly, City officials, councillors, appointees and employees should be committed to the following goals:

1. Duties should be carried out impartially;
2. Decisions and policy should not be made outside of proper channels of city government;
3. Public office should not be used for private gain; and
4. Actions, transactions, or involvements should not be performed or engaged in which have the potential to, or the appearance of, becoming a conflict of interest; and

WHEREAS, this Resolution is not meant to unduly restrict or limit the behavior of the officials, councillors, appointees, or employees during the time when they are not on duty. Each official, councillor, appointee, or employee retains lawful rights and privileges as a private citizen to interests of a personal or private financial nature. These rights and privileges will be honored to the extent that they are compatible with an individual's elected office as an official or councillor, an appointed position, or employment.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Columbus, Indiana, that the following Code of Ethical Conduct, is hereby adopted:

In order to maintain excellence in government and to facilitate the efficient provision of services to the public and to one another, the City of Columbus adopts this Code of Ethical Conduct, which is in addition to any other policies of the City of Columbus.

CODE OF ETHICAL CONDUCT GENERAL SECTIONS

- 10. Definitions.
- 20. Gifts; favors; service, entertainment; travel expenses; waivers.
- 30. Honoraria.
- 40. Political activity and patronage.
- 50. Employment restrictions.
- 60. Additional or excel compensation.
- 70. Nepotism.
- 80. Conflicts of interest; discussion, decisions, and voting.
- 90. Conflicts of interest; contracts.
- 100. Benefiting from or divulging confidential information.
- 110. Use of city property.
- 120. Conduct.
- 130. Agency policies.
- 140. Training requirements.
- 150. Advisory opinions.
- 160. Miscellaneous provisions.

Sec. 10. Definitions.

As used in this Code of Ethical Conduct, the following terms shall have the meanings ascribed to them in this section.

Agency means an authority, board, commission, committee, office of the mayor, city common council, city clerk-treasurer, department, office, service, or other entity, by whatever name designated, exercising a portion of the executive, administrative, or legislative power of the city.

Appointee(s) includes, other than an official, councillor or employee:

1. members of all City commissions, committees, and boards established by state statute or local ordinance, policy or motion, who can make binding recommendations and are appointed by the Mayor or the Common Council, and
2. individuals who are appointed to an agency, a municipal corporation, a department, or a governmental entity in the City whose budget is subject to the review of the City Common Council;

Assist or assistance means to help, aid, advise, or furnish information to a person, and includes an offer to assist.

Business relationship means dealings with an agency by a person who personally, or as an employee of a person, has or benefits from:

- (1) A financial interest in a contract with, or purchase by, an agency; or
- (2) A license or permit requiring the exercise of judgment or discretion by the agency.

Such dealings with an agency do not include Tax Abatements considered under I.C. 6-1.1-12.1, *et. seq.*.

Candidate for elected office means a **candidate** for the office of mayor, office of clerk-treasurer and city common council.

City means the City of Columbus, Bartholomew County, Indiana.

Compensation means any money, thing of value, forgiveness, or financial benefit conferred on, or received by, any person in return for services rendered, or for services to be rendered, whether by that person or another.

Councillor(s) includes the elected Common Council Members.

Department Head means a city employee who is the head of a city department and reports directly to the Mayor or to a board or commission in which the Mayor and/or the Columbus Common Council has appointive powers by a majority of its members.

Dependent means a child, step-child, or adoptee of an individual who is unemancipated and less than 18 years old, or an individual more than one-half (1/2) of whose support is provided during a year by the individual.

Direct line of supervision means an official or employee who is in a position to affect the terms and conditions of another individual's employment, including making decisions about work assignments, compensation, grievances, advancements, or performance evaluations. The term does not include the responsibilities of the Mayor or councillors to make decisions regarding salary ordinances, budgets or personnel policies of the agencies.

Employee(s) includes an individual, other than an official, councillor, or appointee, who is employed by a City agency on a full-time or part-time basis, or under any other employment category defined within the Employee Personnel Booklet and/or Personnel Policies.

Entertainment means the free admission or token of admission to a sporting contest, concert, theatrical production, convocation, parade, convention, festival, or other similar show or presentation that is intended for the enjoyment or diversion of members of the public upon paid admission.

Fair market value means the price that would be paid by a willing buyer to a willing seller in a good faith transaction in which objectively adequate consideration is provided and neither party is compelled to enter.

Family Member means any person related as a spouse, grandparent, step-grandparent, parent, step-parent, father-in-law, mother-in-law, child, step-child, adopted child, son-in-law, daughter-in-law, grandchild, step-grandchild, brother, sister, step-brother, step-sister, brother or sister by half-blood, uncle, aunt, niece, nephew or first cousin.

Financial interest means an interest which will result in an ascertainable increase or decrease in the income or net worth of any individual or a member of that individual's immediate family, but does not include an interest:

- (1) Of an individual in the common stock of a corporation unless the combined holdings in the corporation of an individual, that individual's spouse, and that individual's dependent are more than five percent (5%) of the outstanding shares of the common stock of the corporation; or
- (2) Held as an asset in a blind trust.

Immediate family means an individual's spouse or dependent.

Gift means that which is accepted by an individual or by another on the individual's behalf, or that which is paid or given to another for or on behalf of an individual, directly, indirectly, or in trust for the individual's benefit or by any other means, for which equal or greater consideration is not given by the individual.

Among other things, a GIFT may be:

1. real property;
2. the use of real property;
3. tangible or intangible personal property;
4. the use of tangible or intangible personal property;
5. a preferential rate or terms on a debt, loan, goods, or services (which rate is below the customary rate and is not either a government rate available to all other similar situated government employees or public officials or a rate which is available to similarly situated members of the public by virtue of occupation, affiliation, age, religion, sex, or national origin);
6. forgiveness of indebtedness;
7. lodging or parking, food or beverage;
8. membership dues;
9. registration fees other than those subject to 9.34.030(b)(14);
10. tickets to events, performance or facilities;
11. services provided by persons pursuant to a professional license or certificate;
12. other personal services for which a fee is normally charged by the person providing the services;
13. any other similar service or thing having an attributable value not already provided for in this section.

GIFT does not include:

1. Salary, benefits, services, fees, commissions, gifts or expenses associated primarily with an individual's employment or business, or provided to the individual by the City or by an international governmental agency as a customary gift in the normal course of business, to the extent that such gift is not inconsistent with applicable Indiana statutes;
2. An award, plaque, certificate, or similar personalized item given in recognition of the individual's public, civic, charitable, or professional service;
3. An honorary membership in a service or fraternal organization presented merely as a courtesy by such organization;
4. The use of a public facility or public property, made available by a governmental agency, for a public purpose;
5. An honorarium described under Section 9.34.040;
6. An expense related to an honorarium event paid to an individual or an individual's spouse or guest;
7. Transportation provided by a person, agency, entity or business in relation to officially approved governmental business.

Information of a confidential nature means information obtained by reason of the position or office held, and which:

- (1) A public agency is prohibited from disclosing under IC 5-14-3-4(a);
- (2) A public agency has the discretion not to disclose under IC 5-14-3-4(b) and that the agency has not disclosed.

Official(s) includes the elected Mayor and elected Clerk-Treasurer of the City.

Person means an individual or firm, proprietorship, partnership, unincorporated association, trust, business trust, group, limited liability company, or corporation, whether or not operated for profit, or a governmental entity other than the City of Columbus and its agencies.

Political activity means taking action to support an individual in his or her campaign for elected office, or soliciting contributions for a political party or another candidate for any elected public office.

Relative means any person related as a spouse, parent, step-parent, child, step-child, adopted child, son-in-law, daughter-in-law, brother, sister, step-brother, step-sister, brother or sister by half-blood, uncle, aunt, niece, or nephew.

Represent means to attend an agency proceeding, write a letter, or communicate with an official, councillor, appointee, or employee on behalf of a person.

Travel expenses mean the costs of transportation, lodging, and meals. The term includes actual travel expenses or an amount approximating those expenses that would be allowed by travel policies and procedures of the City.

Sec. 20. Gifts; favors; service, entertainment; travel expenses; waivers.

- a. An official, councillor, appointee or employee, or the immediate family thereof, shall not knowingly solicit, accept, or receive a gift, favor, entertainment, or travel expense, from a person who has a business relationship with the official's, councillor's, appointee's or employee's agency or is seeking to influence an action by the official, councillor, appointee or employee in his or her official capacity.
- b. The prohibition in subsection (a) does not apply to:
 1. Any gift, favor, entertainment, or travel expense from a person and that person's employer, that has a value of _____ dollars (\$____) or less on any one occasion and that has a cumulative value of _____ dollars (\$____), in any year between May 1 and April 30;
 2. Gifts, favors, entertainment, or travel expenses to members of the immediate family of an official, councillor, appointee or employee that the official, councillor, appointee or employee may benefit from so long as the gifts or other items of value are provided in the normal course of the immediate family member's employment or volunteer work and the purpose of which is not to influence action or inaction by the appointee or employee;
 3. Any gift, favor, entertainment or travel expense from the employer of an official's, councillor's, appointee's or employee's spouse, not offered in the normal course of business and directed primarily at the spouse, but including the official, councillor, appointee or employee as a guest, that has a cumulative value of _____ dollars

(\$ _____) in any year between May 1 and April 30;

4. Gifts, favors, entertainment, or travel expenses from relatives, or a person with whom the individual has an ongoing social relationship that existed before the official, councillor, appointee or employee was elected, appointed or employed by the City and/or agency, so long as the gifts or other items of value are paid for personally by the giver, rather than a business or political entity, and not deducted as a business expense;
5. Gifts, favors, entertainment or travel expenses from public agencies or public institutions; however, such gifts, favors, entertainment or travel expenses shall be utilized for the benefit of the city, and not solely for the benefit of one's self or relatives;
6. Food or beverage consumed at a public meeting to which at least six (6) individuals are invited; a meeting will be considered public if:
 - A. The event is a reception or other gathering that is not arranged to solicit government procurement of goods or services from anyone who holds a public office at the federal, state, or local level;
 - B. The official, councillor, appointee or employee is giving a speech or participating in a presentation in his or her official capacity; or
 - C. The meeting has a formal educational program that the official, councillor, appointee or employee is attending to assist him or her in performing official duties;
7. Food, beverage, entertainment, parking, lodging, or registration fees accepted in furtherance of activities to benefit the city related to an economic development effort, including job growth or retention, an area needing redevelopment, and securing convention and visitor business, approved in advance by the mayor or the majority of the City Council.
8. Mementos or souvenirs;
9. Political contributions subject to I.C. 3-9-2 that are reported in accordance with the law;
10. Discount and other promotional programs made generally available and approved in advance by the city operations and finance director or the city attorney;
11. Property accepted as a gift to the city and logged by the Clerk-Treasurer;
12. Donations to an IRS, Section 501(c)(3) Organization, set up through a city agency;
13. Any item of value for which face value or reasonable fair market value is promptly paid;
14. Registration fees for a local community charitable fundraiser event;
15. Solicitation for a charitable or non-profit agency;
16. Reasonable and customary gifts directed to and/or shared with an agency in celebration of a Holiday (i.e. cookies, fruit, flowers, etc...).

Sec. 30. Honoraria.

- a. As used in this section, *honorarium* means a payment of money for an appearance, a speech or an article, but does not include payment or reimbursement of travel expenses.
- b. A public servant shall not personally accept an honorarium for any activity that may be considered part of his or her official duties; however, a public servant may accept an honorarium on behalf of the city. In addition, a public servant may personally accept an honorarium for activities not done in connection with his or her official duties and that are prepared on his or her own time.

Sec. 40. Political activity and patronage.

- a. An appointee or employee shall not engage in political activity during their scheduled city work time, or with city resources.
- b. No official, councillor, appointee, or employee may request or compel political activity by a person under threat or promise of official action or inaction. No official, councillor, appointee, or employee may promise an appointment or employment as a reward for any political activity.
- c. A department head or director of an agency, appointees, and employees with final purchasing authority shall not solicit political contributions from persons with a business relationship with his or her agency on behalf of any candidate for elected office, unless that individual is a candidate for elected office himself or herself, and in that case, not during their scheduled city work time.
- d. It shall not be a violation of this section specifically or this chapter generally for any official, councillor, appointee, or employee:
 1. To encourage another official, councillor, appointee, or employee to work the polls in an official position; however, no appointee's appointment or employee's performance assessment or employment may be affected by an appointee's or employee's decision to work the polls; or
 2. To work the polls in an official position on city time as approved by his or her department head or director.

Sec. 50. Employment restrictions.

- a. An official, appointee, or employee shall not knowingly:
 1. Accept outside employment involving compensation of substantial value if the responsibilities of that employment:
 - A. Are inherently incompatible with the responsibilities of his or her position; or
 - B. Require the individual's recusal from matters so central or critical to the performance of the individual's official duties that the individual's ability to perform those duties would be substantially impaired;

or

2. Accept outside employment or engage in business or professional activity that would require the individual to disclose confidential information that was gained in the course of city employment.

Sec. 60. Additional or excess compensation.

An official, councillor, appointee, or employee may not solicit or receive compensation:

- a. For the sale or lease of any property or service to a person with a business relationship with the councillor or an official's, appointee's, or employee's agency that substantially exceeds that which the councillor, official, appointee, or employee would charge in the ordinary course of business; or
- b. For the performance of official duties other than as provided by law.

Sec. 70. Nepotism

- a. Starting July 2, 2012, individuals who are family members may not be employed by an agency in a position that results in one (1) family member being in the direct line of supervision of the other family member.
- b. This section shall not apply to the following:
 1. An individual employed by an agency on or before July 1, 2012 unless the individual has a break in employment with the agency and their reemployment began after July 1, 2012. A list of all City employees employed on July 1, 2012 is attached hereto and incorporated herein as **Attachment A**. A break in employment does not include:
 - A. An employee that is absent from the workplace while on paid or unpaid leave, including vacation, sick, or family medical leave, or worker's compensation.
 - B. An individual's employment with an agency that is terminated followed by immediate reemployment by the agency, without loss of payroll time.
 2. An employee of an agency who is employed prior to the date a relative begins serving a term as an official, councillor or appointee, and results in the employee being in the direct line of supervision of the official, councillor or appointee. Said employee may continue his/her employment or hold his/her rank. However, said employee may then not:
 - A. Be promoted to a new position; or
 - B. Be promoted to a position that is not within the merit ranks of the Columbus Police Department or Columbus Fire Department;if the new position would place the employee in the direct line of supervision of a relative.
- c. All officials and councilors shall annually certify in writing, by December 31 of each year,

compliance with the City's Nepotism Policy.

Sec. 80. Conflicts of interest; discussion, decisions, and voting.

- a. At a meeting held in accordance with IC 5-14-1.5, an official or councillor shall not participate in any decision or vote, and an appointee or employee shall not participate in any discussion, decision, or vote, if he or she has knowledge that any of the following has a financial interest in the outcome of the decision or vote:
 1. The official, councillor, appointee, or employee;
 2. A member of the immediate family of the official, councillor, appointee, or employee;
 3. A business organization in which the official, councillor, appointee, or employee is serving as an officer, a director, a trustee, a partner, employee, or subcontractor; or
 4. Any person with whom the official, councillor, employee, or appointee is negotiating or has an arrangement concerning prospective employment.
- b. An official, councillor, appointee, or employee who identifies a potential conflict of interest under this article shall recuse himself or herself from further action on the matter.

Sec. 90. Conflicts of interest; contracts.

- a. Subject to subsection (b), an official or councillor, appointee, or employee; or a member of an official's, councillor's, appointee's, or employee's immediate family; or a relative of an official or councillor, may not knowingly have a financial interest in a contract made by that official's, councillor's, appointee's, or employee's agency.
- b. The prohibition in subsection (a) does not apply to:
 1. An official, councillor, appointee, or employee who does not participate in or have official responsibility for any of the activities of the contracting agency, if:
 - A. The contract is made after public notice or, where applicable, through competitive bidding or any other requirements under I.C. 5-22 or I.C. 36-1-21;
 - B. The agency makes a certified statement that the contract amount or purchase price was the lowest amount or price bid or offered, or makes a certified statement of the reasons why the vendor or contractor was selected, as required by I.C. 36-1-21 *et. seq.*, Contracting with a Unit;
 - C. The official, councillor, appointee, or employee files with the Clerk-Treasurer's Office and office of the city attorney a Uniform Conflict of Interest Disclosure Statement (State form 54266 (R/ 6-12 / Form 236) or its amended form, as required by I.C. 35-44.1-1-4 *et. seq.* and I.C. 36-1-21, *et. seq.*, making full disclosure of all related financial interests in the contract;
 - D. The contract can be performed without compromising the performance of the official duties and responsibilities of the official, councillor, appointee, or employee; and

- E. In the case of a contract for professional services, the department head or director of the contracting agency makes and files a written certification with the office of the city attorney that no other official, councillor, appointee, or employee of that agency is available to perform those services as part of his or her regular duties;

or

- 2. An official, councillor, appointee, or employee who, acting in good faith, learns of an actual or prospective violation of the prohibition in subsection (a), provided that, not later than thirty (30) days after learning of the actual or prospective violation, the official, councillor, appointee, or employee makes a full written disclosure of any financial interests to the contracting agency and the office of the city attorney, and terminates the financial interest.
- c. All officials, councillors, and appointees shall complete a Uniform Conflict of Interest Disclosure Statement (State form 54266 (R/ 6-12 / Form 236) or its amended form, on an annual basis no later than January 31, and submit said form to the city attorney and the Clerk-Treasurer's Office. Employees shall submit them on an as needed basis.
- d. All officials and councilors shall annually certify in writing, by December 31 of each year, compliance with contract disclosure as required pursuant to Indiana Code 36-1-21-6.
- e. This section does not affect the initial term of a contract in existence at the time the term of office of an official or councillor begins.

Sec. 100. Benefiting from or divulging confidential information.

- a. An official, councillor, appointee, employee, former official, former councillor, former appointee, or former employee shall not materially benefit from information of a confidential nature except as permitted by law.
- b. An official, councillor, appointee, or employee shall not divulge information of a confidential nature except as permitted by law.

Sec.110. Use of city property.

An official, councillor, appointee, or employee shall not use city property or personnel for any purpose other than for official city business or as allowed under the city's de minimis personal use policy; however, nothing in this Code of Ethical Conduct shall prohibit the use of take home vehicles for the Columbus Police Department officers and Columbus Fire Department officials or other city employees as provided by approved policy.

Sec. 120. Conduct.

- a. Each public servant shall demonstrate the highest standards of conduct, personal integrity, respect and honesty in all of their activities in order to inspire public confidence and trust.

- b. Each public servant shall undertake their duties in a fair and impartial manner, refraining at all times from discrimination or the dispensation of special privileges.
- c. The provision of governmental service requires elected public servants to interact with the public. No signs of partiality, prejudice or disrespect should be evident on the part of public servants toward an individual participating in a public forum. Every effort should be made to be fair and impartial in listening to public testimony.
- d. Public servants are expected to treat citizens with care and respect during public hearings, committing their full attention to the speakers or any materials relevant to the topic at hand. Any comments and non-verbal expressions should be appropriate, respectful and professional. Questions by public servants should seek to clarify or expand information.
- e. An issue may be contentious without being hostile, degrading or defamatory. No shouting or physical actions that could be construed as threatening or demeaning are acceptable.
- f. Public servants should be patient, dignified, respectful, and courteous to one another, those they deal with in an official capacity, and the citizens who come before them. They should refrain from using profane, indecent, or abusive language directed at another. In return, elected officials, appointees and employees should require similar conduct of those coming before their council, board, commission or committee. No elected officials, appointees and employees shall be expected to endure personal hostility or abuse, regardless of the source.
- g. Public servants shall practice civility and decorum in discussion and debates.
- h. Public servants are expected to demonstrate, not only publicly but privately, their honesty and integrity and be an example of appropriate and ethical conduct. Public servants should not personally criticize other public servants, nor impugn their integrity. Public servants should treat each other with respect when discussing city issues outside of meetings, and should convey to the public their respect and appreciation for other members and their positions.
- i. Public servants should act as cooperatively as possible and may be required, from time to time, to modify to some extent, their positions so that a decision can be reached. Compromise in a member's position does not indicate dishonesty or lack of integrity, but does indicate recognition of the realities involved in reaching a consensus or decision in the best interests of the community.

Sec. 130. Agency policies.

An agency may adopt more specific ethics policies tailored to the needs and practices of that agency, provided that the policies do not conflict with, and are at least as strict as, this Code of Ethical Conduct. All such policies shall be subject to the review and approval of the city attorney or Director of Human Resources where they shall be filed if approved.

Sec. 140. Training requirements.

- a. All officials, councilors, appointees, and employees shall be properly trained in the substance of this Code of Ethical Conduct. Such training shall also include a review of criminal offenses against public administration (IC 35-44-1), the Access to Public Records Act (IC 5-14-1.5) and the Open Door Law (IC 5-14-3).

- b. The office of the city attorney and/or designees from the Director of Human Resources shall prepare and administer the training required by this Code of Ethical Conduct. Each agency's department head or director shall:
 - a. Require all new appointees and employees to participate in ethics training within twelve (12) weeks of the appointee's appointment date and the employee's starting employment with the agency; and
 - b. Require all appointees and employees to participate in ethics training at least every two (2) years during appointee's and employee's tenure with the agency.
- c. Each official, councillor, and appointee not covered under (b) shall participate in ethics training within twelve (12) weeks of starting their position.
- d. The office of the city attorney and/or the City Clerk-Treasurer's office shall maintain documentation to demonstrate appointee's and employee's compliance with subdivisions (1) and (2) of subsection (b) of this section and official's and councillor's compliance with subdivision (c) of this section.

Sec. 150. Advisory opinions.

Any questions regarding the applicability of this Code of Ethical Conduct to an official, councillor, appointee, employee or situation, may be directed to either the City Attorney or the Human Resources Director.

Sec. 160. Miscellaneous provisions.

In the event that the terms of this Code of Ethical Conduct are in conflict with any state law or ruling of a state agency, such law, rule, regulations and/or ruling of the state agency shall supersede the terms of this chapter.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF COLUMBUS, INDIANA, on this the ____ day of May, 2013, by a vote of ____ ayes and ____ nays.

Kristen Brown, Mayor
Presiding Officer of the Common Council

ATTEST:

Clerk of the Common Council of Columbus, Indiana
Luann Welmer

CERTIFICATE

The undersigned duly qualified and acting Clerk-Treasurer, of the City of Columbus, Indiana certifies that the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Common Council of the City of Columbus, Indiana held on June _____, 2013.

ORDINANCE NO. __, 2013
AMENDED FROM ORDINANCE NO. 63, 1986
AMENDED FROM ORIGINAL ORDINANCE NO. 2785, 1979

**AN ORDINANCE AMENDING THE PROCEDURES FOR THE
PARKS DEPARTMENT NON-REVERTING FUND
PURSUANT TO INDIANA CODE 36-10-3-22**

WHEREAS, a special non-reverting fund for the City of Columbus Parks Department was created in 1979 pursuant to I.C. 36-10-3-22 ("Parks Non-Reverting Fund");

WHEREAS, the appropriation authority of the Parks Non-Reverting Fund was granted by the Common Council of the City of Columbus (the "Council") to the Columbus Board of Parks and Recreation;

WHEREAS, the Parks Non-Reverting Fund is the only non-reverting fund within the City that is not subject to Council appropriation authority; and

WHEREAS, the Council desires to have appropriation authority over the Parks Non-Reverting Fund pursuant to I.C. 36-10-3-22.

NOW, THEREFORE, BE IT ORDERED AND ORDAINED BY THE COMMON COUNCIL OF THE CITY OF COLUMBUS, INDIANA, that pursuant to I.C. 36-10-3-22, the Council shall be the appropriating body for the Parks Non-Reverting Fund.

BE IT FURTHER ORDAINED, that all other provisions of Ordinance No. 63, 1986 are still in full force and effect.

ADOPTED, by the Common Council of the City of Columbus, Indiana, this ____ day of _____, 2013 at _____ o'clock P.M. by a vote of ____ ayes and ____ nays.

Presiding Officer

ATTEST:

Luann Welmer
Clerk Treasurer, City of Columbus, Indiana

Presented to me, the Mayor of Columbus, Indiana, the ____ day of _____, 2013 at _____ o'clock P.M.

Kristen Brown
Mayor, City of Columbus, Indiana

ORDINANCE NO. ____, 2013
AMENDED FROM ORDINANCE NO. 9.12.020
(ORIGINAL ORDINANCE NO. ____, ____)
2013 DISCHARGING OF FIREARMS AND USE OF WEAPONS ORDINANCE

WHEREAS, Ind. Code 36-1-3-2 et. seq. grants to the City of Columbus, Indiana, all powers that are necessary for the effective operation of government as to local affairs; and

WHEREAS, Indiana Code 36-1-5-4 et. seq. grants to the City of Columbus, Indiana, powers that are necessary to incorporate by reference into an ordinance or code any material; and

WHEREAS, the current "Discharging of Firearms and Use of Weapons" ordinance does not regulate modern weapons such as pellet guns, BB guns, air-soft guns, paintball guns, etc.; and

WHEREAS, the Chief of Police believes that modern weapons need to be regulated by ordinance in order to maintain the peace and to protect the people and property within the City of Columbus.

NOW THEREFORE, BE IT ORDERED AND ORDAINED BY THE COMMON COUNCIL OF THE CITY OF COLUMBUS, INDIANA as follows:

SECTION I. The Discharging of Firearms and Use of Weapons Ordinance be amended to reflect the following changes (additions will be indicated by being underlined, while deletions will be indicated by having a line through the middle):

9.12.020 Discharging of firearms and use of weapons.

A. The term "firearm" means any weapon which is capable of or designed to or which may readily be converted to expel a projectile ~~with deadly force~~ by means of an explosion.

B. The term "weapon" means, but shall not be limited to mean, any firearm, any archery equipment, any device used to discharge a projectile either by means of explosion, by force or mechanical means, any sling shot or slings or any device that can hurl or otherwise discharge a projectile ~~or can be hurled or thrown~~.

C. The term "projectile" means, but shall not be limited to mean, any object that is propelled from a firearm or weapon such as a bullet, shell, rocket, grenade, arrow, BB, pellet, paintball, rock or any other similar object.

~~D.~~ No person shall fire or discharge, or cause to be fired or discharged, within the limits of the city any firearm or weapon.

~~D. No person shall hurl or discharge any rock or other missile from any sling or other hand weapon within the city.~~

E. No person under the age of 18 shall publicly display a weapon.

F. No person shall alter any federally required orange markings or identification marks on any weapons, toys, or other similar items designating such as not a firearm. This restriction applies to any weapon, toy, or other similar items which will be displayed in public.

EG. This section shall not apply to police officers or soldiers in the discharge of their official duties while in the exercise of reasonable care; nor to a person using firearms or weapons in necessary self-defense; nor to shooting clubs or other businesses or operations who have conducted at a fixed place of business within the city and in such manner whereby they have taken appropriate measures to ensure that there is no danger to any person whatsoever, provided such shooting club has first obtained permission from the chief of police to conduct the same.

H. Any person who violates this section shall be subject to a fine of one hundred fifty dollars for a first offense. Any person who commits a second or subsequent violation of this section shall be subject to a fine of not less than three hundred fifty dollars nor more than one thousand dollars. Fines may be imposed on a per violation basis.

I. This section shall not prohibit any activity explicitly allowed elsewhere in Columbus Municipal Code.

SECTION II. All prior ordinances or parts thereof inconsistent with any provision of this Ordinance are hereby repealed.

SECTION III. This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

ADOPTED, by the Common Council of the City of Columbus, Indiana, this ____ day of _____, 2013 at _____ o'clock P.M. by a vote of ____ ayes and ____ nays.

Presiding Officer

ATTEST:

Luann Welmer
Clerk Treasurer, City of Columbus, Indiana

Presented to me, the Mayor of Columbus, Indiana, the _____ day of _____, 2013 at
_____ o'clock P.M.

Kristen Brown

Mayor, City of Columbus, Indiana